



Attorney Docket No. 12636-268

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|  |   |                      |
|--|---|----------------------|
| Inventor: Sanjeev Redkar                 | ) | Group Art Unit: 1615 |
|  | ) |                      |
| Application No.: 10/082,003              | ) | Examiner: A. Pulliam |
|  | ) |                      |
| Filed: February 21, 2002                 | ) |                      |
|  | ) |                      |
| For: Compositions And Formulations of 9- | ) |                      |
| Nitrocamptothecin Polymorphs And Methods | ) |                      |
| Of Use Therefor                          | ) |                      |

**AMENDMENT**

M/S Fee Amendment  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Introductory Comments:**

In response to Examiner's Office Action mailed October 3, 2003, Applicants respectfully request reconsideration of the above-referenced application in view of the following amendments and remarks.

Please amend the above-referenced application as follows:

**Amendments to the Claims** being on page 2 of this paper.

**Remarks/Arguments** being on page 6 of this paper.



Please type a plus sign (+) inside this box →



12-24-03

16154

PTO/SB/21 (6-99)

Approved for use through 09/30/2000. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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|  |    |                               |                   |
|--|----|-------------------------------|-------------------|
| <b>TRANSMITTAL FORM</b><br><i>(to be used for all correspondence after initial filing)</i> |    | <b>Application Number</b>     | 10/082,003        |
|  |    | <b>Filing Date</b>            | February 21, 2002 |
|  |    | <b>First Named Inventor</b>   | Sanjeev Redkar    |
|  |    | <b>Group/Art Unit</b>         | 1615              |
|  |    | <b>Examiner Name</b>          | Amy Pulliam       |
| <b>Total Number of Pages in This Submission</b>  | 11 | <b>Attorney Docket Number</b> | 12636-268         |

**ENCLOSURES (check all that apply)**

|  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment / Response<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Version with Markings Showing Changes<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application)<br><input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input checked="" type="checkbox"/> Terminal Disclaimer (3)<br><input type="checkbox"/> Small Entity Statement<br><input type="checkbox"/> Request for Refund | <input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input type="checkbox"/> Additional Enclosure(s) (please identify below):<br><div></div> |
| <b>Remarks</b><br><div></div>  |  |  |

**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT**

|                                |  |                         |        |
|--------------------------------|--|-------------------------|--------|
| <b>Firm or Individual name</b> | Shirley Chen, Ph.D., Reg. No. 44,608, WILSON SONSINI GOODRICH & ROSATI |                         |        |
| <b>Signature</b>               |  |                         |        |
| <b>Date</b>                    | December 22, 2003  | <b>Customer Number:</b> | 021971 |

**CERTIFICATE OF EXPRESS MAILING**

|  |                 |             |                   |
|--|-----------------|-------------|-------------------|
| I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: M/S Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: December 22 2003. |                 |             |                   |
| Express Mail Label EV 333490185 US   |                 |             |                   |
| <b>Typed or printed name</b>   | Donna L. Hengst |             |                   |
| <b>Signature</b>   |                 | <b>Date</b> | December 22, 2003 |



# FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.  
Small Entity payments must be supported by a small entity statement,  
otherwise large entity fees must be paid. See Forms PTO/SB/09-12.  
See 37 C.F.R. §§ 1.27 and 1.28.

TOTAL AMOUNT OF PAYMENT (\$)**330.00**

## Complete if Known

|                        |                   |
|------------------------|-------------------|
| Application Number     | 10/082,003        |
| Filing Date            | February 21, 2002 |
| First Named Inventor   | Sanjeev Redkar    |
| Examiner Name          | A. Pulliam        |
| Group/Art Unit         | 1615              |
| Attorney Docket Number | 12636.268         |

## METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number **23-2415 (Docket No. 12636-268)**

Deposit Account Name **Wilson Sonsini Goodrich & Rosati**

☐ Charge Any Additional Fee Required  
Under 37 CFR §§ 1.16 and 1.17

2. ☐ Payment Enclosed:

☐ Check ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. BASIC FILING FEE

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description        | Fee Paid |
|----------------|-----------------|----------------|-----------------|------------------------|----------|
| 101            | 750             | 201            | 375             | Utility filing fee     |          |
| 106            | 330             | 206            | 165             | Design filing fee      |          |
| 107            | 520             | 207            | 260             | Plant filing fee       |          |
| 108            | 750             | 208            | 375             | Reissue filing fee     |          |
| 114            | 160             | 214            | 80              | Provisional filing fee |          |

SUBTOTAL (1) (\$)

### 2. EXTRA CLAIM FEES

| Total Claims | Independent Claims | Multiple Dependent | Extra Claims   | Fee from below | Fee Paid |
|--------------|--------------------|--------------------|----------------|----------------|----------|
| <b>17</b>    | <b>1</b>           |                    | <b>-20** =</b> | <b>x</b>       | <b>=</b> |
|              |                    |                    | <b>-3** =</b>  | <b>x</b>       | <b>=</b> |
|              |                    |                    |                | <b>=</b>       | <b>=</b> |

\*\*or number previously paid, if greater; For Reissues, see below

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description   |
|----------------|-----------------|----------------|-----------------|---|
| 103            | 18              | 203            | 9               | Claims in excess of 20                                    |
| 102            | 84              | 202            | 42              | Independent claims in excess of 3                         |
| 104            | 280             | 204            | 140             | Multiple dependent claim, if not paid                     |
| 109            | 84              | 209            | 42              | **Reissue independent claims over original patent         |
| 110            | 18              | 210            | 9               | **Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$)

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

| Large Fee Code      | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description  | Fee Paid |
|---------------------|-----------------|----------------|-----------------|--|----------|
| 105                 | 130             | 205            | 65              | Surcharge - late filing fee or oath  |          |
| 127                 | 50              | 227            | 25              | Surcharge - late provisional filing fee or cover sheet                     |          |
| 139                 | 130             | 139            | 130             | Non-English specification  |          |
| 147                 | 2,520           | 147            | 2,520           | For filing a request for reexamination                                     |          |
| 112                 | 920*            | 112            | 920*            | Requesting publication of SIR prior to Examiner action                     |          |
| 113                 | 1,840*          | 113            | 1,840*          | Requesting publication of SIR after Examiner action                        |          |
| 115                 | 110             | 215            | 55              | Extension for reply within first month                                     |          |
| 116                 | 420             | 216            | 210             | Extension for reply within second month                                    |          |
| 117                 | 930             | 217            | 465             | Extension for reply within third month                                     |          |
| 118                 | 1,450           | 218            | 725             | Extension for reply within fourth month                                    |          |
| 128                 | 1,970           | 228            | 985             | Extension for reply within fifth month                                     |          |
| 119                 | 320             | 219            | 160             | Notice of Appeal   |          |
| 120                 | 320             | 220            | 160             | Filing a brief in support of an appeal                                     |          |
| 121                 | 280             | 221            | 140             | Request for oral hearing   |          |
| 138                 | 1,510           | 138            | 1,510           | Petition to institute a public use proceeding                              |          |
| 140                 | 110             | 240            | 55              | Petition to revive - unavoidable   |          |
| 141                 | 1,280           | 241            | 640             | Petition to revive - unintentional   |          |
| 142                 | 1,280           | 242            | 640             | Utility issue fee (or reissue)   |          |
| 143                 | 460             | 243            | 230             | Design issue fee   |          |
| 144                 | 620             | 244            | 310             | Plant issue fee  |          |
| 122                 | 130             | 122            | 130             | Petitions to the Commissioner  |          |
| 123                 | 50              | 123            | 50              | Petitions related to provisional applications                              |          |
| 126                 | 180             | 126            | 180             | Submission of Information Disclosure Stmt                                  |          |
| 581                 | 40              | 581            | 40              | Recording each patent assignment per property (times number of properties) |          |
| 146                 | 740             | 246            | 370             | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 149                 | 740             | 249            | 370             | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| Other fee (specify) |                 |                | 25              | Request for Corrected Filing Receipt                                       |          |
| Other fee (specify) |                 | 55/110         |                 | Terminal Disclaimers (3)   | 330.00   |

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)**330.00**

## SUBMITTED BY

Complete (if applicable)

|                   |              |                                   |                   |              |              |
|-------------------|--------------|-----------------------------------|-------------------|--------------|--------------|
| Name (Print/Type) | Shirley Chen | Registration No. (Attorney/Agent) | 44,608            | Telephone    | 650-493-9300 |
| Signature         |              | Date                              | December 22, 2003 | Customer No. | 021971       |